

1 PHILLIPS, GREENBERG & HAUSER, L.L.P.
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Four Embarcadero Center, 39th Floor
3 San Francisco, California 94111
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5 Attorneys for Plaintiff,
6 MOUNT & STOELKER, A PROFESSIONAL CORPORATION
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11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN JOSE DIVISION

14 MOUNT & STOELKER, P.C.

15 CASE NO.: 08-CV-03660 RMW

16 Plaintiffs,

17 -v-
18 C-ONE TECHNOLOGY; PRETEC
19 ELECTRONICS CORPORATION
20 Defendants.

21 **DECLARATION OF JERRY R.
22 HAUSER IN SUPPORT OF
23 PLAINTIFFS' REQUEST FOR A
24 REMAND**

25 Date: September 19, 2008
26 Time: 9:00am
Ctrm: 6

27 I, Jerry R. Hauser, declare as follows:

28 1. I am an attorney at law duly licensed to practice before this court and a partner in the
law firm of Phillips, Greenberg & Hauser, LLP, attorneys for Plaintiffs Mount & Stoelker, P.C.

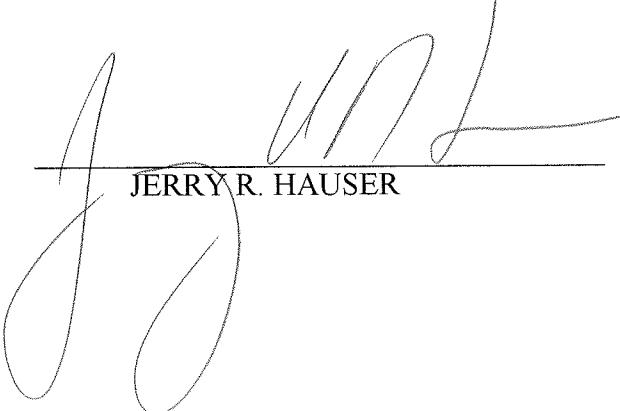
2. Attached hereto as Exhibit A are redacted billing statements of time that I incurred on
behalf of Plaintiffs in preparing this motion for a remand. In addition to the time in the billing
statements, I anticipate spending an additional 10 hours in preparing a reply brief and attending the
hearing on motion.

3. My normal billing rate is \$300 per hour, but for this matter I am charging a special
rate of \$200 per hour. Even though I am charging a special rate for this matter the reasonable
attorneys fees incurred in bringing this motion for a remand should be based upon my regular rate.

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1 I declare under penalty of perjury that the foregoing is true and correct. Executed this 1st day
2 of August, 2008, at San Francisco, California.

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JERRY R. HAUSER

Phillips, Greenberg & Hauser, LLP
Four Embarcadero Center
39th Floor
San Francisco, CA 94111
Taxpayer ID # 94-3086877

July 01, 2008

In Reference To: Mount & Stoelker P.C.
River Park Tower, Suite 1650
333 West San Carlos St.
San Jose, CA 95110-2740

Invoice # 13451

Professional Services

Hours Amount

6/5/2008

JRH Research removal issues 0.50

6/30/2008 JRH Review new federal complaint and related orders; research jurisdiction; report 1.20

For professional services rendered

Additional Charges :

Phillips, Greenberg & Hauser, LLP
Four Embarcadero Center
39th Floor
San Francisco, CA 94111
Taxpayer ID # 94-3086877

August 01, 2008

In Reference To: Mount & Stoelker P.C.
 River Park Tower, Suite 1650
 333 West San Carlos St.
 San Jose, CA 95110-2740

Invoice # 13470

Professional Services

			<u>Hours</u>	<u>Amount</u>
7/7/2008	JRH	Draft motion for remand	2.30	
	JRH	E-mails with Mathews re procedural issues on removal petition	0.30	
	JRH	Review removal petition and research	3.50	
			/	
7/16/2008	JRH	Research procedural issues re removal and multiple telephone and e-mail with counsel and court re same; revise remand motion	1.00	
7/18/2008	JRH	Review removal petition	0.30	
7/31/2008	JRH	Review assignment of removed action; revise motion for remand; draft supporting declaration	2.00	
8/1/2008	JRH	Final motion for remand	1.00	

Hours Amount

For professional services rendered

Additional Charges :

Total costs

Total amount of this bill